

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

SHAWN DALE NAÑEZ,

Plaintiff,

V.

KAREN DANIELS ET. AL.,

Defendants.

Case No. C17-5663-RBL-TLF

ORDER RE-NOTING MOTION TO
DISMISS

Defendants filed a Motion to Dismiss under Federal Rule of Civil Procedure (Fed. R.

Civ. P.) 41(b) on. Dkt 19. The motion was noted for December 8, 2017. Dkt. 18. Pursuant to

Local Rule (LCR) 7(d)(3), any opposition to defendants' motion was due to be filed on or before

December 4, 2017. Plaintiff failed to file any opposition to defendants' motion.

The Court notes that plaintiff's Motion for Court-Appointed Counsel (Dkt. 5) was also

pending at the time defendants filed their Motion to Dismiss. Plaintiff's motion was denied by

separate order on January 30, 2018.

Because plaintiff may have delayed responding to defendants' motion due to the pending

Motion for Court-Appointed Counsel, and in order to ensure plaintiff is aware of his obligation

to respond and has an opportunity to do so, the Court hereby **ORDERS** that defendants' Mot

to Dismiss is re-noted to **March 2, 2018**. To the extent plaintiff intends to submit opposition

papers to defendants' motion, he must do so on or before **February 26, 2018**. Defendants may

submit a reply on or before the noting date.

The Clerk shall send a copy of this Order to the plaintiff.

Dated this 31st day of January, 2018.

Theresa L. Fricke

Theresa L. Fricke
United States Magistrate Judge